

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
February 7, 2002
7:30 P.M.**

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Bandy, Trustees: Hendricks, Kudlock, Templeman and Younger. Trustees Beattie and Lohmeier were absent.

STAFF

Staff present: Town Administrator Kiely, Public Works Director Stone, Attorney Kimble, and Town Clerk Snyder.

GUESTS

David Sauter, Wonnie Geam, Joanne Kaiser, Debbie Geist, Shannon Westfall, Carl Ream, Lisa Hamilton, Woo Young Choi, John Park, Joe Dunham, Terri Burkholder, and Danny Adams.

APPROVAL OF MINUTES

Trustee Templeman made a motion to approve the minutes for the January 3, 2002 regular meeting, as corrected; seconded by Trustee Younger. Motion carried unanimously.

Trustee Kudlock made a motion to approve the minutes for the February 4, 2002 special meeting; seconded by Trustee Hendricks. Motion carried unanimously.

TEN MINUTE CITIZEN INPUT

David Sauter, from State Liquor, spoke to the Board about the responsibilities and liabilities that are involved in holding a liquor license. He told the Board that the license the Town should apply for at the golf course is a 3.2 on/off premise license and explained that with this license the town could serve beer in the club house and sell sealed beers to be consumed on the course, or taken off with the purchaser. He also recommended the Board consider appointing a liquor board or a hearing officer to hold liquor hearings and renewals.

PUBLIC HEARING: GEAM & CHOI ENTERPRISES, INC. DBA GOLDEN CHINA LIQUOR LICENSE REQUEST

Mayor Bandy opened the public hearing at 7:50 p.m.

Carl Ream, attorney for Geam & Choi, presented petitions in favor of the granting of the license to the Board. He asked Shannon Westfall, Debbie Giest and Joanne Kaiser if they were residents of Limon and if they were in favor of the license being granted. They were in favor.

Mr. Geam introduced the President and Secretary of the Corporation and asked if they were familiar with the Colorado Liquor Code. The President stated she was.

He also asked if they will do staff training and was told they would.

Mayor Bandy asked the audience if there was any opposition to granting the license, and none was voiced.

Mayor Bandy closed the public hearing at 8:00 p.m.

Trustees Younger moved to approve the Hotel & Restaurant Liquor License request submitted from Geam & Choi Enterprises; seconded by Trustee Templeman. Motion carried unanimously.

PLANNING COMMISSION APPOINTMENT

Trustee Templeman moved to appoint Debbie Geist to fill Ken Geist's term on the Planning Commission; seconded by Trustee Kudlock. Motion carried unanimously.

LOAF N JUG #64 LIQUOR LICENSE RENEWAL

Trustee Younger moved to approve the Loaf N Jug liquor license renewal; seconded by Trustee Templeman. Motion carried unanimously.

UPDATE ON SPECIAL IMPROVEMENT DISTRICTS

Town Administrator Kiely gave an update on the special improvement district citizen meeting that was held and reported to the Board citizen requests that the Town do the engineering needed for the streets to get a better idea of costs. This would be repaid when the projects are completed. He also talked about what areas of town were likely to participate. Consensus of the Board was to go ahead with engineering because a study would produce the costs, grades and drainage needed.

WATER TREATMENT PLANT PAY REQUEST NUMBERS 10, INDUSTRIAL PROCESS TECHNOLOGY, INC.

Trustee Kudlock moved to approve Pay Request Number 10, in the amount of \$99,743.55; seconded by Trustee Templeman. Motion carried unanimously.

WATER TREATMENT PLANT PAY REQUEST NUMBER 19, GMS

Trustee Younger moved to approve Pay Request Number 19, in the amount of \$13,501.69; seconded by Trustee Templeman. Motion carried unanimously.

US FILTER PAY REQUEST #2

Trustee Templeman moved to approved Pay Request Number 2, in the amount of \$45,000; seconded by Trustee Kudlock. Motion carried unanimously.

RESOLUTION NO. 2-02-3; CHANGE ORDER WITH INTERSTATE IRRIGATION

Town Administration Kiely introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 2-02-3; A Resolution Approving Change Order No. 1 to the Construction Agreement with Interstate Irrigation, Inc. to Construct the Christopher Well Field Transmission Line and Authorizing the Execution of Said Change Order.

Trustee Hendricks moved to approved Resolution No. 2-02-3; seconded by Trustee Kudlock. Motion carried unanimously.

INTERSTATE IRRIGATION PAY REQUEST #6

Trustee Kudlock moved to approve Pay Request #6 to Interstate Irrigation in the amount of \$21,988.74; seconded by Trustee Templeman. Motion carried unanimously.

AMBULANCE BOARD APPOINTMENTS

Trustee Younger moved to appoint Adrian Pickenpugh and Lisa Martin for a 3 year term to expire March 2005 and to appoint Mike Kelly to replace John Rohr, term to expire October 2003 and Danny Adams as the Fire Department representative; seconded by Trustee Kudlock. Motion carried unanimously.

VOLUNTEER FIRE CHIEF STIPEND AND JOB DESCRIPTION

Trustee Templeman moved to approve the stipend of \$4,800 a year and job description for the Volunteer Fire Chief, retroactive to January; seconded by Trustee Kudlock. Motion carried unanimously.

Fire Chief Danny Adams updated the Board on training, equipment purchases and programs he wants to implement. He asked for permission to apply for a Round Up grant from Mountain View Electric to be used to purchase 13 pagers and was told it was okay to apply.

RESOLUTION NO. 2-02-1; TITLE III DIRECT SERVICES CONTRACT WITH EAST CENTRAL COUNCIL OF LOCAL GOVERNMENTS FOR PUBLIC TRANSPORTATION

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 2-02-1; A Resolution Approving Older Americans Act Title III-B/C1-C2 Services/FTA Section 5311 Direct Services Contract, FY-02, Between the East Central Council of Local Governments and the Town of Limon for Public Transportation Services to Older Residents and Authorizing the Execution of Said Contract.

Trustee Kudlock moved to approve Resolution No. 2-02-1; seconded by Trustee Younger. Motion carried unanimously.

RESOLUTION NO. 2-02-2; TRANSPORTATION CONTRACT WITH EAST CENTRAL COUNCIL OF LOCAL GOVERNMENTS FOR PUBLIC TRANSPORTATION

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 2-02-2; A Resolution Approving FTA Section 5311 Subcontract, FY-2002, Between the East Central Council of Local Governments and the Town of Limon for Public Transportation and Authorizing the Execution of Said Grant Agreement.

Trustee Templeman moved to approve Resolution No. 2-02-2; seconded by Trustee Younger. Motion carried unanimously.

RESOLUTION NO. 2-02-4; AGREEMENT FOR CONSULTING SERVICES WITH ECONOMIC & PLANNING SYSTEMS

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 2-02-4; A Resolution Approving an Agreement EPS #11840, Titled, Agreement of Consulting Services with Economic & Planning Systems and Authorizing the Execution of Said Agreement.

Trustee Younger moved to approve Resolution No. 2-02-4, with the indemnification clause equal to both parties or removed; seconded by Trustee Hendricks. Voting Aye: Mayor Bandy, Trustees: Hendricks, Templeman and Younger. Abstain: Trustee Kudlock. Motion carried.

RESOLUTION NO. 2-02-5; MUNICIPAL RECORDS RETENTION SCHEDULE

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 2-02-5; A Resolution Adopting Model Municipal Records Retention Schedule as the Town of Limon Municipal Records Retention Schedule and Directing the Submission of the Schedule for Approval From The Colorado State Archives.

Trustee Younger moved to approve Resolution No. 2-02-5; seconded by Trustee Kudlock. Motion carried unanimously.

ATTORNEY REPORT

Attorney Kimble discussed a dangerous building case that was handled in municipal court and asked for permission to amend the municipal code to put the abatement process in municipal code. The Board said to go ahead and Kimble will come back to the Board to approve the change.

ADMINISTRATION REPORTS

Public Works Director Stone reported that Chief of Police Yowell has seen kids on the ice at the fishing pond and we have installed more warning signs.

We will be bidding out the complete crack-filling project at the airport.

The permit for the sludge removal project has been granted from the State Department of Health and will be started as soon as the ice is gone from the ponds. Rob Raines brought a letter of concern about sludge to town hall and it was investigated and we could not find grounds for the complaint.

The Mayor asked how the Recreation Masterplan survey would be done and was told that it would be done by telephone.

Town Administrator Kiely gave a Ports to Plains update and asked for permission for the Mayor to sign letters of support to Senators and Representatives. Kiely will be going to Washington DC in March.

The Eastern Colorado Mobility Study meeting is on Monday. The results from the study will be out the last week of February.

Kiely gave a summary about transportation funding cuts and the democratic and republican proposals.

The Impact Assist Grant hearing will be in the middle of March in Fort Morgan. Kiely stressed it was very important to have elected officers present at the hearing. He will get further information to the Board.

The meeting for the service area boundaries was held, with a small turnout. We will put together a draft map that will go the Planning Commission.

MAYORS REPORT

Mayor Bandy got a letter from the Jehovah's Witness Church asking about a lien that was placed in the past on the church property. Town Administrator Kiely will contact Mike Magee.

Last year the Town did a proclamation for Tom Hubbard and the Mayor would like to honor Jake Stone and asked staff to prepare a proclamation for the next meeting.

TRUSTEES REPORT

Trustee Hendricks was contacted by a citizen who took him out to look at Colemans and the waste left by a truck. Since the waste was manure there is not a lot the Town can do but people with complaints should contact the police or Town officials so we can investigate whether or not it is a nuisance.

APPROVAL OF BILLS

Trustee Younger moved to approve the bills that were submitted for the month of January; seconded by Trustee Kudlock. Motion carried unanimously.

ADJOURNMENT

At 10:00 p.m. Trustee Templeman moved to adjourn; seconded by Trustee Kudlock. Motion carried unanimously.

TOWN CLERK_____

MAYOR_____